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RESPONSE TO DECISION ON
PETITION UNDER 37 CFR 1.137(b)
Serial No. 09/266,346
Docket No. ARO-104 (32873-155)

December 7, 2005

David R. Saliwanchik
David R. Saliwanchik, Patent Attorney

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Irvin Dingle
Art Unit :
Applicant(s) : Jack L. Aronowitz, Joel R. Mitchen, John Weiss and Irwin Weitman
Serial No. : 09/266,346
Filing Date : March 11, 1999
For : Noninvasive Transdermal Systems for Detecting an Analyte in a Biological Fluid and Methods

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OFFICE OF PETITIONSRESPONSE TO DISMISSED PETITION UNDER 37 CFR 1.137 (b)

Sir:

The applicants filed a Petition to Revive Application on December 30, 2002 wherein the Petition was granted on February 10, 2003. The applicants received a Corrected Decision dated November 15, 2005 wherein the petition was dismissed because the declaration executed by Inventor Joel R. Mitchen did not include the other inventors.

Attached with this Response is a fully executed Declaration and Power of Attorney form executed by Inventor Mitchen, which sets forth the other named inventors.

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Docket No. ARO-104 (32873-155)
Serial No. 09/266,346

In view of the foregoing, the applicants hereby pray that the subject patent application be revived as having been unintentionally abandoned.

Please note that the applicants authorized payment of all fees due in the original Petition filed December 30, 2002. Any additional fees as required by 37 C.F.R. §§ 1.16 or 1.17 should be charged to Deposit Account No. 19-0065.

Favorable consideration of this Petition is respectfully requested.

Respectfully submitted,



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DRS/lu

Attachments: Executed Declaration and Power of Attorney form
Copy of Dismissed Petition

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